

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH
CAROLINA WESTERN DIVISION
FILE NO. 5:08-cv-00403-FL

SMD SOFTWARE, INC., et al.

Plaintiffs

v.

EMOVE, INC. et al.

Defendants.

**ORDER GRANTING PLAINTIFFS'
CONSENTED-TO MOTION FOR LEAVE
TO FILE REDACTED RESPONSE TO
DEFENDANTS' MEMORANDUM OF
LAW IN SUPPORT OF THEIR
MOTIONS *IN LIMINE*, AND EXHIBIT 1
THERE TO UNDER SEAL**

Plaintiffs' Consented-to Motion for Leave to File Redacted Response to Defendants' Memorandum of Law in Support of their Motions *in Limine*, and Exhibit 1 thereto under seal, is GRANTED. The Court further finds:

1. That the quality of the material at issue (non-public financial and pricing information) justifies the filing of a redacted version of Plaintiffs' Response to Defendants' Memorandum of Law in Support of their Motions *in Limine* and Exhibit 1 thereto under seal despite the balance of competing interests in access to public records;

2. That the parties' interests in maintaining the confidentiality of their non-public financial and pricing information override any constitutional or common law right of public access which may attach to the information; and

3. That there is no adequate alternative to allowing Plaintiffs to file a redacted version of Plaintiffs' Response to Defendants' Memorandum of Law in Support of their Motions *in Limine* and Exhibit 1 thereto under seal.

SO ORDERED, this the 16th day of April, 2014.



LOUISE W. FLANAGAN
United States District Judge